

FIFTY-EIGHT DAY

(Monday, May 4, 1959)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation as follows:

"Our Father, as the sunshine enfolds the earth, about us robing it with the beauty and glory of spring; so may Thy love enfold us, awakening within us a new life fashioned after Him who is the fairest among ten thousand, and altogether lovely. In His name we pray. Amen."

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of Thursday, April 30, 1959, was dispensed with and the Journal was approved.

Senate Bill 480 on First Reading

Senator Hardeman moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—28

Aikin	Fuller
Baker	Gonzalez
Bradshaw	Hardeman
Colson	Hazlewood
Dies	Herring
Fly	Kazen

Krueger	Ratliff
Lane	Reagan
Martin	Roberts
Moffett	Rogers
Moore	Secrest
Owen	Smith
Parkhouse	Willis
Phillips	Wood

Absent

Crump	Weinert
Hudson	

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Hardeman:

S. B. No. 480, A bill to be entitled "An Act amending Section 1 of Chapter 76, Acts 1929, 41st Legislature, Second Called Session, to provide that contracts for printing General and Special Session Laws may be awarded to the lowest responsible bidder regardless of residence in order to obtain more economical printing costs; and containing an emergency clause."

To the Committee on Counties, Cities and Towns.

Senate Bill 481 on First Reading

On motion of Senator Fly and by unanimous consent of the Senate, the following bill was introduced in conformity with the Governor's Emergency Message received, read first time and referred to the committee indicated:

By Senators Fly, Kazen and Lane:

S. B. No. 481, A bill to be entitled "An Act amending Section 5½ as contained in Chapter 146, Acts of the Regular Session, 52nd Legislature; setting forth power and authority of the State Highway Commission to fix maximum gross, axle, and wheel load in cases where necessary to prevent rapid deterioration of roads or bridges; granting like power to the Commissioners Courts over roads and bridges under their jurisdiction; providing penalties for violations thereof; repealing Article 834 of the Revised Penal Code of 1925, as amended, and all other laws in conflict herewith; providing a savings clause; and declaring an emergency."

To the Committee on Transportation.

Bills Signed

The President signed in the presence of the Senate after the captions had been read, the following enrolled bills.

H. B. No. 145, An Act to adopt and establish general statutory provisions applicable to non-profit corporations; to provide for the incorporation, regulation, admission to conduct affairs in Texas, merger, consolidation, receivership, dissolution, and liquidation of those non-profit corporations to which this Act shall apply; . . . etc.; and declaring an emergency.

H. B. No. 454, A bill to be entitled "An Act relating to the responsibilities, powers and duties of the Central Education Agency, State Board of Education and State Commission of Education with respect to Public Junior Colleges; and declaring an emergency."

Senate Bill 482 on First Reading

Senator Fly moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—30

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood

Absent

Hudson

The following bill was then introduced, read first time and referred to the committee indicated:

By Senator Fly:

S. B. No. 482, A bill to be entitled

an Act amending Section 6, Senate Bill 222, 55th Legislature, Regular Session, providing for the removal of offices and declaring an emergency.

To the Committee on Insurance.

Senate Bill 483 on First Reading

Senator Roberts moved that Senate Rule 114 and Section 5 of Article III of the State Constitution be suspended to permit his introducing at this time, a bill, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—31

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Hazlewood	Secrest
Herring	Smith
Hudson	Weinert
Kazen	Willis
Krueger	Wood
Lane	

The following bill was then introduced, read first time and referred to the committee indicated:

By Senators Roberts and Parkhouse:

S. B. No. 483, A bill to be entitled "An Act to amend Chapter 430, Acts of the 55th Regular Session (Vernon's Annotated Civil Statutes (Article 1109i) so as to redefine eligibility of cities and towns to contract with Trinity River Authority of Texas for certain sanitary sewage transportation, treatment and disposal services; to permit certain cities affected to revise accounting procedures; enacting other provisions related to the subject; enacting a severability clause; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

Senate Concurrent Resolution 68 on First Reading

Senator Gonzalez moved that Senate Rule 114 and Section 5 of Article

III of the State Constitution be suspended to permit his introducing at this time, a resolution, the provisions of which he explained.

The motion prevailed by the following vote:

Yeas—26

Aikin	Lane
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Rogers
Hazlewood	Secrest
Herring	Smith
Kazen	Weinert
Krueger	Wood

Nays—3

Hardeman	Roberts
Martin	

Absent

Hudson	Willis
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The following resolution was then introduced, read first time and referred to the committee indicated:

By Senator Gonzalez:

S. C. R. No. 68, Granting John W. Spies, M. D., permission to sue the State of Texas.

Whereas, John W. Spies, M. D., was formerly Dean, Administrator of Hospitals, and Professor of Preventive Medicine and Public Health in the Medical Branch of the University of Texas at Galveston; and, in addition, he was the leader in founding and establishing The University of Texas M. D. Anderson Hospital for Cancer in Houston, and in arranging for other valuable facilities of The University of Texas; and

Whereas, Dr. Spies was unwarrantedly relieved of his duties and dismissed by summary, preemptory and unilateral action of the Board of Regents of The University of Texas on or about August 1, 1942; and

Whereas, Dr. Spies alleges that his dismissal was in breach of his contract and in violation of his rights as set forth in the rules of the Board of Regents pertaining to his employment and tenure, on account of which he

has suffered pecuniary and other damage; and

Whereas, Dr. Spies desires to bring suit for the recovery of the damages alleged and to maintain other rights; now, therefore, be it

Resolved, By the Senate of the State of Texas, the House of Representatives concurring, That Dr. John W. Spies, of Bexar County, Texas, is hereby granted permission to sue the State of Texas, The University of Texas, and the Regents thereof in any Court of competent jurisdiction and venue in Bexar County, Texas or elsewhere if he chooses, for the recovery of damages and for other purposes, as alleged by him. Service of citation or of any other necessary processes may be had upon the Regents of The University of Texas, Attorney General of the State of Texas, or any appropriate person. No admission of liability of the State is made by the passage of this Resolution.

To the Committee on Jurisprudence.

Senate Bill 484 on First Reading

By unanimous consent the following local bill was introduced, read first time and referred to the Committee indicated:

By Senator Rogers:

S. B. No. 484, A bill to be entitled "An Act ratifying, confirming and validating Collingsworth County Water Control and Improvement District Number One and declaring it to be a validly existing and operating conservation and reclamation district under Section 59, Article XVI, Constitution of Texas; ratifying, confirming and validating the organization, petition, creating order, organizing minutes, surety bonds of directors, present Board of Directors, individually and collectively, confirmation proceedings and election, preliminary bond election proceedings, preliminary bond election, plan of taxation proceedings, appointment and actions of tax assessor and collector and board of equalization, tax rolls, preliminary bond order, contracts, notices, area and boundaries and the proceedings and actions of the Board of directors, and related matters; ratifying, confirming and validating all acts and proceedings of the Board of Directors except orders repealed by said Board; finding and determining that the lands and other property

within said District are, and will be benefited; declaring district a governmental agency, body politic and corporate and municipal corporation; exempting the property and bonds and preliminary bonds of the district from taxation, and related matters; making bonds and preliminary bonds eligible for investments; making certain findings; providing for a severability clause; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

Reports of Standing Committees

Senator Weinert submitted the following report:

Austin, Texas,
May 4, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water and Conservation, to whom was referred S. B. No. 479, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Senator Aikin submitted the following report:

Austin, Texas,
May 4, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 480, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senator Bradshaw submitted the following report:

Austin, Texas,
May 4, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred S. B. No. 482, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

BRADSHAW, Chairman.

Senate Bill 220 with House Amendments

Senator Herring called S. B. No. 220 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Herring moved that the Senate do not concur in the House amendments, but that a Conference Committee be appointed to adjust the differences between the two Houses on the bill.

The motion prevailed.

Senate Resolution 498

Senator Moore offered the following resolution:

Whereas, We are honored today to have in the gallery of the Senate, the Senior Class of the Mexia High School, accompanied by their teachers, Mr. A. Gilbert Smith and Mrs. Burleson; and

Whereas, These students of today are the citizens, leaders, and statesmen of tomorrow, who, with the acceptance of democracy's heritage, must carry on the responsibilities of self-government; and

Whereas, It is highly commendable that these young people are demonstrating, by their visit in the Senate, an interest in the processes of their state government; now, therefore be it

Resolved, That we extend to these students a cordial welcome; and that a copy of this resolution, bearing the official seal of the Senate, be sent to them in appreciation of their visit.

The resolution was read and was adopted.

Senator Moore by unanimous consent presented the students and their teachers to the Members of the Senate.

Message from the House

Hall of the House of Representatives,
Austin, Texas,
May 4, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to

inform the Senate that the House has passed the following:

S. B. No. 6, A bill to be entitled "An Act, creating Midwestern University at Wichita Falls, Texas, and providing for instruction at said University suitable to a University of higher learning teaching the liberal arts and sciences of the first class; providing for the organization, control, and management thereof, the appointment of a Board of Regents, and selection of a President; providing for the granting of appropriate degrees; providing courses of study appropriate to a University of the first class; providing for the acquisition of certain lands and buildings, and additional lands where necessary for the enlargement and work of said University including the Junior College known as Hardin Junior College, empowering the Board of Regents to accept donations, gifts, and endorsements, and the conditions thereof; and further providing that the University hereby created shall not institute or offer any educational courses herein provided for unless and until suitable arrangements are made with Midwestern University, a private corporation and Hardin Junior College, for the acquisition or use of the corporeal properties of said Midwestern University and Hardin Junior College and their facilities unincumbered; providing all necessary details to accomplish the purpose of this Act; repealing all laws and parts of laws in conflict with this Act; providing a savings clause; and declaring an emergency."

S. B. No. 156, A bill to be entitled "An Act amending Article 2.14 of the Insurance Code, Acts 1951, 52nd Legislature, page 868, Chapter 491, as amended, by providing that officers, other than president, need not be directors or stockholders unless required by bylaws; and declaring an emergency."

S. B. No. 90, A bill to be entitled "An Act amending Chapter 19 of the Texas Insurance Code; limiting the application of Chapter 388 of the Acts of the 55th Legislature, 1957; providing that persons, firms and corporations may act as attorneys-in-fact for reciprocal or inter-insurance exchanges; providing for the organization, powers, duties, regulation and qualifications of domestic and foreign corporations acting as such attorneys-

in-fact; repealing all laws or parts of laws in conflict with this Act; providing for a severability clause; and declaring an emergency."

S. B. No. 146, A bill to be entitled "An Act amending Section 1, Chapter 184, Acts of the 44th Legislature, Regular Session, 1935, as amended (codified in Vernon's as Section 1 of Article 5890b, Vernon's Civil Statutes) providing for the creation of the Texas National Guard Armory Board so as to change the membership of the Board; providing certain present members of the Board shall continue to serve as members for the remainder of their term of office; prescribing certain powers and duties of the members of the Board; providing a severability clause; and declaring an emergency."

(With amendment.)

S. B. No. 133, A bill to be entitled "An Act validating, ratifying and confirming certain contracts heretofore entered into between cities and contiguous Water Control and Improvement Districts affecting the water and sewer facilities of said cities and districts and the operation thereof, and declaring an emergency."

S. B. No. 155, A bill to be entitled "An Act amending the Insurance Code, Acts 1951, 52nd Legislature, page 868, Chapter 491, as amended, by amending Article 6.01 to prescribe the method of maintaining reserves on fire insurance; by amending Article 6.02 to prescribe the method for calculating and maintaining the reserves on marine and transportation insurance; by amending Section 6 of Article 6.12, and Article 21.32 to conform with the other amendments contained in this Act; repealing conflicting laws or parts of laws; providing a savings clause; and declaring an emergency."

S. B. No. 158, A bill to be entitled "An Act amending Article 20.10, Article 20.12, Article 20.16, and Article 20.19 of the Insurance Code, Acts 1951, 52nd Leg., ch. 491; relating to salaries and investments of funds; relating to the authority to contract; relating to membership certificates and other types of contracts; providing for a saving clause; providing for severability; and declaring an emergency."

(With amendment.)

S. B. No. 175, A bill to be entitled

"An Act to amend Acts, 1931, Forty-second Legislature, Chapter 165, as amended, Acts 1939, Forty-fifth Legislature, Chapter 204, as amended, Acts 1943, Forty-eighth Legislature, Chapter 96, as amended, Acts 1951, Fifty-second Legislature, Page 406, Chapter 256 (also known as Article 1524a, Revised Statutes of Texas), by adding thereto a new section to be numbered 14; such new section to provide an exemption from Section 7 of Article 1524a, if the sale of direct obligations of a corporation is an exempt transaction under Section 5 of the Texas Securities Act, or if such obligations are exempt securities under Section 6 of the Texas Securities Act, or if the Securities Commissioner shall have granted a permit for the sale of such obligations or a registration statement for the sale thereof shall have been effected pursuant to Section 7 of the Texas Securities Act; and declaring an emergency."

S. B. No. 278, A bill to be entitled "An Act amending Chapter 173, Acts of the Forty-seventh Legislature, Regular Session, 1941, as amended (Article 6687b, Revised Civil Statutes of Texas, 1925, as amended) by re-enacting and redesignating Subsections (a) and (b) of the present Section 21; adding to Section 21 to provide authority and procedure for the Department of Public Safety to furnish information from the licensing records and the fees to be charged therefor; providing no fee to be charged governmental agencies; providing for disposition of fees; providing a savings clause; repealing all laws or parts of laws in conflict therewith; and declaring an emergency."

S. B. No. 163, A bill to be entitled "An Act to amend Section 18 of Chapter 41, Acts of the Fortieth Legislature, First Called Session, as amended, which is codified as Rule 51a of Article 4477, Vernon's Texas Civil Statutes, providing for the filing of applications for delayed registrations of birth with the State Registrar of Vital Statistics and, under certain conditions, with the probate courts; providing for revised standards and procedures for the delayed registration of births and the adoption of regulations relating thereto by the State Department of Health; providing fees therefor; providing the time this Act shall take effect; and declaring an emergency."

S. B. No. 180, A bill to be entitled "An Act amending Article 8.14 of the Insurance Code, Acts 1951, 52nd Legislature, page 868, Chapter 491, as amended, by regulating payment of dividends; and declaring an emergency."

S. B. No. 243, A bill to be entitled "An Act prescribing duties of the Comptroller of Public Accounts in reference to the cancellation of Bonds of Public Corporations (as defined herein) which are no longer useful and which are in the safekeeping of such officer, enacting other provisions related to the subject, and declaring an emergency."

S. B. No. 164, A bill to be entitled "An Act to amend Section 14 of Chapter 41, Acts of the Fortieth Legislature, First Called Session, as amended, which is codified as Rule 47a of Article 4477, Vernon's Texas Civil Statutes, by adding thereto a new Section to be known as Section 14a, and to be codified as Rule 47b of Article 4477, Vernon's Texas Civil Statutes, providing for the transfer of the item as to the legitimacy status of a person from the legal certificate of birth to that section of the certificate entitled 'For Medical and Health Use Only,' providing that the section 'For Medical and Health Use Only' shall not be considered a part of the legal certificate of birth, and providing the time this Act shall take effect; and declaring an emergency."

S. B. No. 213, A bill to be entitled "An Act to amend Sections 4 and 10-D of Chapter 425, Acts of the Regular Session of the 55th Legislature, which carried into effect the provisions of Article III, Section 49-c of the Constitution creating the Texas Water Development Board; and declaring an emergency."

S. B. No. 226, A bill to be entitled "An Act amending Senate Bill No. 456, Chapter 315, Acts of the 55th Legislature, Regular Session, 1957, (Article 2876k, V.T.C.S.), so as to authorize the State Board of Education to acquire, purchase and contract for books published in Large Type as well as Braille recommended as suitable for use as textbooks for the education of the blind scholastics in the public school systems of Texas; and declaring an emergency."

S. B. No. 297, A bill to be entitled

"An Act creating a conservation and reclamation district under the provisions of Section 59, Article 16, Constitution of Texas, to be known as 'Bexar County (Oak Hills) Water Control and Improvement District'; defining the boundaries of the District; finding field notes and boundaries from a closure and related matters; providing for a governing body of the District; providing for qualifications and bonds of directors and first board of directors, providing for terms and election of directors and provisions for failure to hold director elections; providing for appointment of directors to fill vacancies, providing for fees of directors, providing for organization of board of directors; providing for employment of engineers, attorneys, and other employees; providing for the annexation of additional land; conferring upon the District the rights, powers, privileges and duties of the General Laws of Texas governing water control and improvement districts where not in conflict with this Act; finding a benefit to all land and other property within District; providing District is created to serve public use and benefit; providing for no election for confirmation and no hearings for exclusions; adopting the ad valorem plan of taxation for the District; authorizing the District to acquire or construct facilities necessary to the fulfillment of the purposes of the District; authorizing the District to construct ditches and storm sewers and sanitary sewer facilities; making applicable to the District Title 52, Revised Civil Statutes, as amended, relating to eminent domain and declaring the District to be a municipal corporation within the meaning of Article 3268 of said title 52; providing that the District shall bear the expense of relocation, raising or re-routing of any highway, railroad or utility lines or pipelines made necessary by its exercise of the power of eminent domain; providing for the issuance of negotiable interest bearing bonds and refunding bonds secured by ad valorem taxes, net revenues or by both ad valorem taxes and net revenues; providing for bonds and refunding bonds to be approved by the Attorney General and registered by the Comptroller and providing for incontestability and negotiability of such bonds and refunding bonds; prescribing powers of District; providing for the method and manner of issuing bonds and refunding bonds; defining

terms; providing for pledges of revenues; providing for bond proceeds use; providing for sale of bonds; providing for investments of bond proceeds; providing for receiver; providing for bond election; making bonds eligible investments; exempting property of the District and the bonds of the District from taxation; constituting District a governmental agency and body politic and corporate and a municipal corporation; providing for depository; providing for Tax Assessor and Collector and Board of Equalization, and method for levy and collection of taxes in District; authorizing District to buy and sell water within and without District; providing for parks and recreational facilities; providing for certain provisions for construction contracts; enacting other provisions related to the subject; providing a severability clause; and declaring an emergency."

(With amendment.)

S. B. No. 298, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59, Article 16, Constitution of Texas, to be known as 'Bexar County (Lackland) Water Control and Improvement District'; defining the boundaries of the District; finding field notes and boundaries from a closure and related matters; providing for a governing body of the District, providing for qualifications and bonds of directors and first board of directors, providing for terms and election of directors and provisions for failure to hold director elections; providing for appointment of directors to fill vacancies, providing for fees of directors, providing for organization of board of directors; providing for employment of engineers, attorneys, and other employees; providing for the annexation of additional land; conferring upon the District the rights, powers, privileges and duties of the General Laws of Texas governing water control and improvement districts where not in conflict with this Act; finding a benefit to all land and other property within District; providing District is created to serve public use and benefit; providing for no election for confirmation and no hearings for exclusions; adopting the ad valorem plan of taxation for the District; authorizing the District to acquire or construct facilities necessary to the fulfillment of the purposes of the District; authorizing the District to con-

struct ditches and storm sewers and sanitary sewer facilities; making applicable to the District Title 52, Revised Civil Statutes, as amended, relating to eminent domain, and declaring the District to be a municipal corporation within the meaning of Article 3268 of said Title 52; providing that the District shall bear the expense of relocation, raising or rerouting of any highway, railroad or utility lines or pipelines made necessary by its exercise of the power of eminent domain; providing for the issuance of negotiable interest bearing bonds and refunding bonds secured by ad valorem taxes, net revenues or by both ad valorem taxes and net revenues; providing for bonds and refunding bonds to be approved by the Attorney General and registered by the Comptroller and providing for incontestability and negotiability of such bonds and refunding bonds; prescribing powers of District; providing for the method and manner of issuing bonds and refunding bonds; defining terms; providing for pledges of revenues; providing for bond proceeds use; providing for sale of bonds; providing for investments of bond proceeds; providing for receiver; providing for bond election; making bonds eligible investments; exempting property of the District and the bonds of the District from taxation; constituting District a governmental agency and body politic and corporate and a municipal corporation; providing for depository; providing for Tax Assessor and Collector and Board of Equalization, and method for levy and collection of taxes in District; authorizing District to buy and sell water within and without District; providing for parks and recreational facilities; providing for certain provisions for construction contracts; enacting other provisions related to the subject; providing a severability clause; and declaring an emergency."

S. B. No. 299, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59, Article 16, Constitution of Texas, to be known as 'Bexar County (Northwest) Water Control and Improvement District'; defining the boundaries of the District; finding field notes and boundaries form a closure and related matters; providing for a governing body of the District, providing for qualifications and bonds of directors and first board of directors, providing for

terms and election of directors and provisions for failure to hold director elections; providing for appointment of directors to fill vacancies; providing for fees of directors, providing for organization of board of directors; providing for employment of engineers, attorneys, and other employees; providing for the annexation of additional land; conferring upon the District the rights, powers, privileges and duties of the General Laws of Texas governing water control and improvement districts where not in conflict with this Act; finding a benefit to all land and other property within District; providing District is created to serve public use and benefit; providing for no election for confirmation and no hearings for exclusions; adopting the ad valorem plan for taxation for the District; authorizing the District to acquire or construct facilities necessary to the fulfillment of the purposes of the District; authorizing the District to construct ditches and storm sewers and sanitary sewer facilities; making applicable to the District Title 52, Revised Civil Statutes, as amended, relating to eminent domain; and declaring the District to be a municipal corporation within the meaning of Article 3268 of said Title 52; providing that the District shall bear the expense of relocation, raising or rerouting of any highway, railroad or utility lines or pipelines made necessary by its exercise of the power of eminent domain; providing for the issuance of negotiable interest bearing bonds and refunding bonds secured by ad valorem taxes, net revenues or by both ad valorem taxes and net revenues; providing for bonds and refunding bonds to be approved by the Attorney General and registered by the Comptroller and providing for incontestability and negotiability of such bonds and refunding bonds; prescribing powers of District; providing for the method and manner of issuing bonds and refunding bonds; defining terms; providing for pledges of revenues; providing for bond proceeds use; providing for sale of bonds; providing for investments of bond proceeds; providing for receiver; providing for bond election; making bonds eligible investments; exempting property of the District and the bonds of the District from taxation; constituting District a governmental agency and body politic and corporate and a municipal corporation; providing for depository; providing for Tax Asses-

sor and Collector and Board of Equalization, and method for levy and collection of taxes in District; authorizing District to buy and sell water within or without District; providing for parks and recreational facilities; providing for certain provisions for construction contracts; enacting other provisions related to the subject; providing a severability clause; and declaring an emergency."

(With amendment.)

S. B. No. 326, A bill to be entitled "An Act to authorize and empower the Commissioner of the General Land Office, acting for and on behalf of the State of Texas, to execute grants of easements in, on and across all unsold Public Free School Land, and in, on and across all islands, salt water lakes, bays, inlets, marshes and reefs owned by the State within the tidewater limits, and in, on and across that portion of the Gulf of Mexico within the jurisdiction of Texas, to Nueces County Water Control and Improvement District Number 4, as may be necessary and convenient to carry out the purposes for which said District was created, for rights of way for pipe lines and for the installation of all works, facilities, plants, and appliances in any and all manners incident to, helpful and necessary for securing, storing, processing, treating, transporting, and selling an adequate supply of fresh water; providing the Attorney General shall approve all forms for the granting of such easements; providing for the payment of consideration for the granting of each easement, and the disposition of the funds so received; and declaring an emergency."

S. B. No. 367, A bill to be entitled "An Act amending Article 519 of the Penal Code of Texas, 1925, defining the offense of pandering and providing a penalty therefor; and declaring an emergency."

(With amendment.)

S. B. No. 381, A bill to be entitled "An Act amending Section 1 of Chapter 262, Acts of the 55th Legislature, Regular Session, 1957 (Article 2745c, Vernon's Texas Civil Statutes), to add provisions relating to applications of candidates for county school trustee or trustee of a school district and preparation of the official ballot for the election; repealing conflicting laws

to the extent of conflict; and declaring an emergency."

(With amendments.)

S. B. No. 404, A bill to be entitled "An Act amending Chapter 308, Acts of the Fifty-fourth Legislature, creating Haltom City Water Authority, by making certain revisions in the powers of said Authority; and declaring an emergency."

S. B. No. 377, A bill to be entitled "An Act to amend Subdivision 2 of Article 3.39 of Chapter 3 of the Insurance Code (Acts of 1951, 52nd Legislature, Chapter 491, as amended by the Acts of 1955, 54th Legislature, Page 916, Chapter 363, Section 12) to regulate the investments of the funds of life insurance companies; to amend Article 3.34 of Chapter 3 of the Insurance Code (Acts of 1951, 52nd Legislature, Chapter 491, as amended by the Acts of 1953, 53rd Legislature, Chapter 115, Section 1) so as to redefine the term 'Texas Securities' to include promissory notes and other obligations, the payment of which is secured by a mortgage, deed of trust, or other valid lien upon unencumbered real estate situated in this State, the title to which real estate is valid and the market value of which is at least 1/3 more than the amount loaned thereon; repealing conflicting laws and parts of laws to the extent of such conflict; providing for a severability clause; and declaring an emergency."

(With amendment.)

S. B. No. 406, A bill to be entitled "An Act providing for the compensation of the Official Shorthand Reporter of the 79th Judicial District of Texas; providing the manner of payment; and declaring an emergency."

S. B. No. 415, A bill to be entitled "An Act amending Section 10 of the 'Lower Colorado River Authority Act,' Chapter 7, Acts of the Fourth Called Session of the Forty-third Legislature (1934), page 19, as amended by Chapter 2, Special Laws of the Regular Session of the Forty-sixth Legislature (1939), page 1048, by Chapter 61, Acts of the Regular Session of the Fifty-first Legislature (1949), page 101, and by Chapter 165, Acts of the Regular Session of the Fifty-fourth Legislature (1955), page 532, so as to authorize the Lower Colorado River Authority to issue

bonds in the total amount of One Hundred Twenty Million Dollars (\$120,000,000); re-enacting the remainder of said Section 10 without change; containing a severability clause; and declaring an emergency."

S. B. No. 435, A bill to be entitled "An Act relating to the functioning of the Probate Court of Tarrant County and the County Court of Tarrant County in probate matters; amending Sections 3 and 11 of Chapter 400, Acts of the 55th Legislature, Regular Session, 1957 (codified as Sections 3 and 11 of Article 1970-345 in Vernon's Texas Civil Statutes), relating to the filing of proceedings in the said Courts, the transfer of proceedings from one Court to the other, and the hearing and determination of proceedings pending in either of said Courts by the Judge of the other of said Courts; adding a new section to said Chapter 400, providing that proceedings had in either of said Courts shall not be invalid on certain grounds and validating previous acts and proceedings as against charges of invalidity on such grounds; providing for severability; and declaring an emergency."

S. B. No. 431, A bill to be entitled "An Act authorizing boards of trustees of independent school districts located in counties having a population of Eight Hundred Thousand (800,000) or more according to the last preceding Federal census and having a scholastic enumeration of One Hundred Thousand (100,000) or more according to the last preceding scholastic enumeration to make expenditures from local school funds of the district for the purpose of televising and/or broadcasting their meetings; providing that this Act shall be cumulative; and declaring an emergency."

S. B. No. 442, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59, Article XVI, Constitution of Texas, to be known as 'Riesel Municipal Utility District'; prescribing its rights, powers, privileges, and duties; providing the District shall bear the sole expense of the relocation of certain facilities under the provisions of this Act; providing for its governing body; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

S. B. No. 432, A bill to be entitled "An Act creating a conservation and reclamation district under the provisions of Section 59 of Article 16, Constitution of Texas, to be known as Hays County Wimberley Water Supply District; providing for the rights, powers, privileges, and duties thereof; providing for a Board of Supervisors and a Tax Assessor and Collector thereof; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

S. B. No. 17, A bill to be entitled "An Act creating a Texas Coordinating Commission for State Welfare Services; defining its membership, powers, and duties; and declaring an emergency."

S. B. No. 189, A bill to be entitled "An Act to amend Section 390 of the Texas Probate Code (Acts 1955, 54th Legislature, Chapter 55) relating to investments by guardians in insurance and annuity contracts, and declaring an emergency."

S. B. No. 315, A bill to be entitled "An Act creating the Department of Correction Special Fund; amending S. B. No. 36, Acts of the 46th Legislature, R. S., 1939, as amended by Subsection (1) of Section 27 of H. B. No. 611 Acts of the 47th Legislature, R. S. 1941, Chapter 562, as amended by Section 2 of H. B. No. 78, Acts of the 55th Legislature, R. S., 1957, Chapter 284, so as to authorize expenditures from such fund for such additional purposes as the Legislature may direct; authorizing the transfer of \$595,000 from Disabled Assistance Fund to the Department of Corrections Special Fund; appropriating such moneys to the Department of Corrections for expenditures in accordance with the provisions of Chapter 385, Acts 1957, Fifty-fifth Legislature, R. S.; providing a termination date for such special fund; and declaring an emergency."

S. B. No. 384, An Act amending and revising Article 9.11 Chapter 9 of the Insurance Code Acts of 52nd Legislature, Regular Session, 1951, Chapter 491, as amended by the Acts of 54th Legislature, Regular Session, 1955, Chapter 489; providing for unearned premium reserves; providing a method of accumulating such reserves; etc., and declaring an emergency.

S. B. No. 87, A bill to be entitled "An Act amending Section 6 of Chapter 38, page 55, Acts of the 49th Legislature, 1945, as amended by Chapter 65, Section 1, page 309, Acts of the 54th Legislature, 1955 (Vernon's Ann. Penal Code, Article 1583-1, Sec. 6), providing maximum working hours for firemen in cities of more than ten thousand (10,000) inhabitants, and defining the work week of firemen in such cities whose duties do not include fighting fires; and providing for overtime compensation for firemen required, in an emergency, to work more than the maximum hours hereby provided; amending the said Chapter 38, Acts of the 49th Legislature, as amended by adding thereto a new section numbered Section 6A limiting the maximum working hours for policemen in any city of more than ten thousand (10,000) inhabitants to the hours worked by other employees of such city; and providing for overtime compensation for policemen ordered, in an emergency, to work a greater number of hours than other employees of such city; and repealing Article 1583, Chapter 6, Title 18, of the Penal Code of Texas, 1925, as amended; and declaring an emergency."

S. B. No. 317, A bill to be entitled "An Act concerning State prison lands in Brazoria County; and declaring an emergency."

S. B. No. 121, A bill to be entitled "An Act providing for the protection and promotion of the public health and welfare by providing for the development, establishment, and enforcement of certain standards in the construction, maintenance and operation of hospitals by the Licensing Agency; providing that no person or governmental unit shall establish, conduct, or maintain a hospital without a license; providing for the appointment of a Hospital Licensing Director; providing for the fixing of license fees; providing for licenses to be issued by the Licensing Agency; providing for the denying, cancelling, revoking, or suspending of licenses under certain conditions; providing the powers and duties of the Licensing Agency; providing for the appointment and duties of a Hospital Licensing Advisory Council; fixing a penalty; amending Section 2(a) of Article 4442c of Vernon's Annotated Civil Statutes in regard to the defi-

nition of hospital; repealing Article 4442 of Vernon's Annotated Civil Statutes, Acts 1921, p. 146, Acts 1935, 44th Leg., p. 294, ch. 108, sec. 1, and all laws in conflict herewith; containing a severance clause; and declaring an emergency."

(With amendment.)

S. B. No. 465, A bill to be entitled "An Act authorizing independent school districts in counties having a population of Eight Hundred Thousand (800,000) or more according to the last preceding Federal Census to issue time warrants; and declaring an emergency."

H. B. No. 937, An Act providing an open season on wild quail in Brooks County; setting bag limits; providing penalties; and declaring an emergency.

H. B. No. 940, An Act setting limits on deer hunting in Sabine County; providing penalties for violation; repealing all laws in conflict; and declaring an emergency.

H. C. R. No. 108, Authorizing the Enrolling Clerk of the House to correct the wording of Senate Amendment No. 2 to House Joint Resolution No. 6.

H. C. R. No. 114, Suspending the Joint Rules to consider H. B. No. 763.

S. C. R. No. 67, To allow Senate to take up H. B. 436 at any time.

The House refused to concur in Senate amendments to House Bill No. 135 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

House has appointed the following Conference Committee on H. B. No. 135: McIlhany, Glusing, Wilson, J. E., Bates and Townsend.

H. B. No. 159, A bill to be entitled "An Act amending Section 1 of Chapter 301, Acts of the 55th Legislature, Regular Session, 1957, to provide prompt reimbursement to counties or cities of the State's share of the cost of rights of way upon receipt by the Highway Department of certification of the County Judge or the Mayor, as the case may be; and declaring an emergency."

H. B. No. 262, A bill to be entitled

"An Act relating to petit juries in counties using the jury wheel; amending Article 2096 of the Revised Civil Statutes of Texas, 1925, so as to permit the drawing of additional lists of petit jurors during a term of court; and declaring an emergency."

H. B. No. 305, A bill to be entitled "An Act applying to certain drainage districts created under Section 52, Article III, Constitution of Texas; authorizing and providing for the consolidation of such districts; providing the procedure for such consolidation; authorizing and providing for the assumption of outstanding tax bonds by the district as consolidated and the levy of taxes in payment thereof; providing the procedure for such assumption and levy; containing other provisions relating to the subject; providing that this Act shall be cumulative of other laws; providing a severability clause; and declaring an emergency."

H. B. No. 354, A bill to be entitled "An Act creating the Texas Commission on State and Local Tax Policy; providing for the appointment of members of said Commission; directing the Commission to make comprehensive studies of property taxation and its administration by local and state governments, and of other revenue and taxation measures; providing authority to use aid and services in making such studies; specifying the kinds and dates of reports to be made by the Commission; providing for the termination of such Commission; and declaring an emergency."

H. B. No. 258, A bill to be entitled "An Act making it unlawful except under the provisions of this Act, for any person to hunt, take, kill or attempt to kill, or possess, any game bird or game animal in Brown County at any time; to take, kill or trap or attempt to take, kill or trap any fur-bearing animal in said county or to take or attempt to take any fish or other aquatic life or marine animals from said county by any means or method; providing the powers, duties and authority of the Game and Fish Commission; requiring the Game and Fish Commission to make investigation with respect to the depletion and waste of the wild-life resources of said county; requiring the Commission to provide an open season or period of time when it shall

be lawful to take a portion of the wild-life resources of said county; defining depletion and waste; providing for the issuance of the antlerless deer permit; providing for a public hearing; providing for the adoption of proclamations, orders, rules or regulations of the Game and Fish Commission and the effective period thereof; providing for the publication of the regulations; providing venue for suits to test the validity of this Act or of the proclamations, rules, regulations or orders of the Commission; providing a penalty; providing for the forfeiture of licenses; defining wild-life resources; repealing certain laws; prescribing a period of time within which the Game and Fish Commission may conclude its investigations, hold its hearings, and promulgate its proclamations, rules, regulations and orders; providing a savings clause; and declaring an emergency."

H. B. No. 400, A bill to be entitled "An Act to amend Article 9 of subchapter I, Article 3 of subchapter III, Article 2 of subchapter IV, Article 4 of subchapter IV, Article 6 of subchapter IV, Article 8 of subchapter IV, Article 2 of subchapter V, Article 4 of subchapter V, Article 7 of subchapter V, and Article 6 of subchapter VI, of Chapter 97, Page 127, Acts of the 48th Legislature, Regular Session, 1943, as amended, and to repeal Section 16 of Chapter 139, Page 233, Acts of the 52nd Legislature, Regular Session, 1951; providing for expenses and compensation of members of the Finance Commission; capital, surplus and reserve requirements for the incorporation of state banks; stockholders' meetings, requirements for a quorum and voting of stock; directors, number of directors, change of number and advisory directors; directors' election, term of office, failure to elect directors, vacancies and failure to fill vacancies on the Board of Directors; meetings, chairman and quorum requirements for the Board of Directors; limitation on owning other real estate, depreciation and exceptions; limitations on real estate loans and investments, and exceptions; limit of liability of any one borrower, exceptions and penalties; and cash reserve requirements and determination thereof and reserve depositaries; providing for severability; and declaring an emergency."

H. B. No. 261, A bill to be entitled "An Act relating to petit juries in counties using the jury wheel; amending Articles 2097 and 2099 of the Revised Civil Statutes of Texas, 1925, relating to the preparation and delivery of lists of petit jurors and to disposition of the cards containing the names of the jurors; and declaring an emergency."

H. B. No. 286, A bill to be entitled "An Act amending Article 6221, Revised Civil Statutes of Texas, 1925, as amended so as to provide for the payment of an increased pension to Confederate Veterans; and declaring an emergency."

H. B. No. 306, A bill to be entitled "An Act applying to certain drainage districts created under Section 52, Article III, Constitution of Texas; authorizing and providing for the annexation of territory thereto; providing the procedure for such annexation; authorizing and providing for the assumption of outstanding tax bonds by the district as enlarged and the levy of taxes in payment thereof; providing the procedure for such assumption and levy; containing other provisions relating to the subject; providing that this Act shall be cumulative of other laws; providing a severability clause; and declaring an emergency."

H. B. No. 518, A bill to be entitled "An Act amending Section 6, Chapter 7, Acts of the 52nd Legislature, Regular Session, as amended, (compiled as Article 199, No. 132, of Vernon's Texas Civil Statutes) to provide that the temporary 132nd Judicial District, composed of Scurry and Borden Counties, shall be made a permanent Judicial District; and declaring an emergency."

H. B. No. 548, A bill to be entitled "An Act making the information reflected by the books, files and records of banks and building and loan or savings and loan associations, concerning accounts of depositors or shareholders confidential and prohibiting officers, directors, agents or employees of a bank or such an association from divulging such information except under certain circumstances; and declaring an emergency."

H. B. No. 839, A bill to be entitled "An Act quitclaiming the State' in-

terest in certain land in McLennan County; and declaring an emergency."

H. B. No. 873, A bill to be entitled "An Act amending Section 2 of Chapter 388 of the Acts of the 55th Legislature, Regular Session, 1957, authorizing trust companies created or authorized thereunder to lend and accumulate money; amending Section 3 of Chapter 388, Acts of the 55th Legislature, Regular Session, 1957, to provide that the Articles of 1524a-1 shall apply to such corporations; amending Section 7, Chapter 388, Acts of the 55th Legislature, Regular Session, 1957, by deleting the provision that prevents such corporations from having more than one purpose; and declaring an emergency."

H. B. No. 942, A bill to be entitled "An Act creating a conservation district under Article XVI, Section 59, of the Texas Constitution comprising the territory contained within the City of Bonham in Fannin County, Texas, for the purpose of providing a source of water supply for municipal, domestic, mining and industrial use and treating and transporting the same; providing for the annexation of additional territory thereto; providing for a Board of Directors for the Government of said district; authorizing the District to do all things necessary to make available for municipal, domestic, mining and industrial uses the water from streams within or without the district, and water it may obtain by purchase, lease and operation contracts with cities, persons, firms, corporations and public agencies; authorizing the issuance of bonds and providing for the payment and security thereof; making applicable to the district, Title 52, Revised Civil Statutes of Texas, as amended, relating to Eminent Domain and certain General Laws relating to water control and improvement districts; prescribing the other powers of the district; enacting other provisions relating to this subject; providing a saving clause; and declaring an emergency."

H. B. No. 689, A bill to be entitled "An Act to amend section 4 of Chapter 161, Acts of the Fifty-fifth Legislature, Regular Session, the same being Section 4 of Article 1182c-1 of the Revised Civil Statutes of the State of Texas, to provide that when cities have annexed all the territory

within one or more Water Control and Improvement Districts or one or more Fresh Water Supply Districts and such District or Districts so annexed have outstanding bonds, warrants or other obligations payable from the net revenues of the operation of the utility systems or properties of such District, such city may, if from the operation of its own utility systems it has had over a period of five years an annual surplus in its revenue fund sufficient to meet the annual obligations for which the revenues from the Water District or Districts are pledged, such city may combine the operations and revenues of such Water District or Districts with own utility system or properties and operates the facilities of such Water District or Districts as a part of its general utility system or properties and may commingle the revenues derived from the operation of the Water District or Districts properties with that revenue derived from the operation of the utility systems of the city provided that such city levy an ad valorem tax sufficient in amount when taken together with other funds and revenues of the city to provide sufficient funds and moneys to meet the obligations on the outstanding debts of such Water District or Districts; repealing all laws in conflict or inconsistent with this Act, to the extent of such conflict or inconsistency; providing a severability clause; and declaring an emergency."

H. B. No. 770, A bill to be entitled "An Act amending Section 3, Chapter 413, Acts of the 52nd Legislature, Regular Session, 1951, codified as Article 726c, Texas Penal Code, so as to add thereto a new Subsection (d), substituting said subsection for the Subsection (d) of said Section 3 repealed by Section 4, Chapter 486, Acts of the 54th Legislature, 1955, so as to provide that it shall be unlawful to make or utter any false or forged prescription or false or forged written order to obtain barbiturates; and declaring an emergency."

H. B. No. 860, A bill to be entitled "An Act amending a portion of the Texas Liquor Control Act; amending subsection I of Article 667-24a of the Texas Liquor Control Act, Acts of the Forty-fourth Legislature Second Called Session, as amended, to more clearly define

'outdoor advertising'; and declaring an emergency."

H. B. No. 932, A bill to be entitled "An Act creating the Galveston County Flood Control District No. 1 in Galveston County, Texas; and declaring an emergency."

H. B. No. 955, A bill to be entitled "An Act amending Article 7150, Revised Civil Statutes, 1925, by adding a new section thereto to be known and designated as Section 21, so as to exempt from taxation property owned or used in conducting any association engaged in the educational development of boys, girls, young men and young women through a program designed to demonstrate the operation of the American business system of private enterprise; and declaring an emergency."

H. B. No. 959, A bill to be entitled "An Act creating 'Turkey Creek Conservation District' under the provisions of Section 59, Article XVI of the State Constitution; prescribing boundaries of the District and finding benefits; prescribing powers of the District; providing for a Board of Directors and its membership, their terms of office, qualifications, powers, duties, fees and expenses, for filling vacancies in their office, naming members of the first Board, and providing for a quorum; authorizing and providing for ad valorem taxes for works, plants and facilities, and for maintenance, operation and administration of the District, and that all taxes shall constitute a lien and not be barred by limitation; making provisions for issuance of bonds and refunding bonds, their eligibility as investments and exemption from taxation; making provisions relative to exercise of the power of eminent domain; providing that the District shall succeed to all properties, monies, claims, contracts and obligations of certain districts and abolishing these last mentioned districts; providing a severability clause; and declaring an emergency."

H. B. No. 962, A bill to be entitled "An Act limiting the provisions of this Act to Dimmit and Zavala Counties; making it unlawful, except under the provisions of this Act, for any person to hunt, take, kill or possess any game bird or game animal in said counties at any time; to take, kill or trap any fur-bearing animal in said counties; to take or attempt to

take any fresh-water fish or other aquatic life in public waters in said counties by any means or method; prescribing the legislative policy with respect to the wildlife resources of said counties; conferring upon the Game and Fish Commission authority to regulate by proclamation, order, rule or regulation, the taking of the wildlife resources of said counties; requiring the Game and Fish Commission to make investigation with respect to the depletion and waste of the wildlife resources of said counties; authorizing the Commission to provide an open season or period of time when it shall be lawful to take a portion of the wildlife resources of said counties; defining depletion and waste; providing for the issuance of the doe deer permits and providing for the maintenance of a deer herd and breeding stock; providing for the adoption of proclamations, orders, rules and regulations of the Game and Fish Commission; providing for the effective period of regulations; providing for the publication of the regulations; providing that the authority of the Commission is not limited; providing venue for suits to test the validity of this Act and of the rules and regulations of the Commission; providing a penalty for the violation of any of the provisions of this Act, as well as any order, rule or regulation of the Commission; providing for the forfeiture of licenses; defining wildlife resources; repealing certain laws; providing for the effective date of this Act; providing a saving clause; and declaring an emergency."

H. B. No. 965, A bill to be entitled "An Act validating Calhoun County Water Control and Improvement District No. 1, and declaring it to be a validly existing and operating conservation and reclamation district under Section 59, Article XVI, Constitution of Texas; validating the area and boundaries of the District and all proceedings relating to the conversion of such District into a water control and improvement district from a drainage district; providing that such District shall be considered to be organized and existing for the sole purpose of reclamation and drainage of its overflowed lands and other lands needing drainage, and to accomplish said purpose said District shall have all the rights, powers, privileges and duties conferred and imposed by the general

laws of the State of Texas now in force or hereafter enacted, applicable to water control and improvement districts created under authority of Section 59, Article XVI, Constitution of Texas; validating governmental proceedings and acts; finding and determining that the lands and other property within said District are, and will be, benefited by the District and its improvements and facilities to be constructed and acquired; providing that the ad valorem basis or plan of taxation shall be used by the District and that it shall not be necessary to hold a hearing on the adoption of a plan of taxation; declaring that the District is essential to the accomplishment of the purposes of Section 59, Article XVI, Constitution of Texas and declaring the District to be a governmental agency, a body politic, and a municipal corporation; providing a severability clause; and declaring an emergency."

H. B. No. 976, A bill to be entitled "An Act enlarging Calhoun County Drainage District No. 10 and defining the boundaries thereof, as enlarged; finding a benefit and public use; providing for calling and holding an assumption of indebtedness election or elections; permitting future addition or annexation of land to such District as provided by law; containing other provisions relating to the subject; providing a severability clause; and declaring an emergency."

H. B. No. 977, A bill to be entitled "An Act making it unlawful except under the provisions of this Act for any person to hunt, take, kill or attempt to kill or possess, any game bird or game animal in Liberty County at any time; to take, kill or trap or attempt to take, kill or trap any fur-bearing animal in said county or to take, or attempt to take any fish or other aquatic life or marine animals from said county by any means or method; providing the powers, duties and authority of the Game and Fish Commission; requiring the Game and Fish Commission; to make investigation with respect to the depletion and waste of the wildlife resources of said county; requiring the Commission to provide an open season or period of time when it shall be lawful to take a portion of the wildlife resources of said county; defining depletion and waste; providing for the issuance of the antlerless

deer permit; providing for a public hearing; providing for the adoption of proclamations, orders, rules or regulations of the Game and Fish Commission and the effective period thereof; providing for the publication of the regulations; providing venue for suits to test the validity of this Act or of the proclamations, rules, regulations or orders of the Commission; providing a penalty; providing for the forfeiture of licenses; defining wildlife resources; repealing certain laws; prescribing a period of time within which the Game and Fish Commission may conclude its investigations hold its hearings, and promulgate its proclamations, rules, regulations and orders; providing a savings clause; and declaring an emergency."

The House refused to concur in Senate amendments to House Bill No. 201 and has requested the appointment of a Conference Committee to consider the differences between the two Houses.

The House has concurred in Senate amendments to House Bill No. 273 by viva voce vote.

The House has adopted the Conference Committee Report on House Bill No. 31 by a vote of 124 ayes, 3 noes.

Respectfully submitted,
DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Senate Bill 158 with House Amendments

Senator Baker called S. B. No. 158 from the President's table for consideration of the House amendments to the bill.

The President laid the bill and House amendments before the Senate, and the House amendments were read.

Senator Baker moved that the Senate concur in the House amendments.

The motion prevailed by the following vote:

Yeas—27

Baker	Hazlewood
Bradshaw	Herring
Colson	Hudson
Crump	Kazen
Fly	Krueger
Fuller	Lane
Gonzalez	Moffett
Hardeman	Owen

Parkhouse	Secrest
Phillips	Smith
Ratliff	Weinert
Reagan	Willis
Roberts	Wood
Rogers	

Nays—3

Aikin	Martin
Dies	

Absent

Moore

House Bills on First Reading

The following bills received from the House, were read the first time and referred to the Committees indicated:

H. B. No. 811, To the Committee on Insurance.

H. B. No. 810, To the Committee on Insurance.

H. B. No. 783, To the Committee on Water and Conservation.

H. B. No. 754, To the Committee on Insurance.

H. B. No. 744, To the Committee on Counties, Cities and Towns.

H. B. No. 724, To the Committee on Water and Conservation.

H. B. No. 692, to the Committee on Game and Fish.

H. B. No. 689, To the Committee on Counties, Cities and Towns.

H. B. No. 686, To the Committee on Game and Fish.

H. B. No. 685, To the Committee on Water and Conservation.

H. B. No. 640, To the Committee on Water and Conservation.

H. B. No. 624, To the Committee on Insurance.

H. B. No. 617, To the Committee on Jurisprudence.

H. B. No. 597, To the Committee on State Affairs.

H. B. No. 569, To the Committee on Jurisprudence.

H. B. No. 568, To the Committee on Jurisprudence.

H. B. No. 556, To the Committee on Public Health.

H. B. No. 546, To the Committee on Water and Conservation.

H. B. No. 542, To the Committee on Legislative, Congressional and Judicial Districts.

H. B. No. 538, To the Committee on Game and Fish.

H. B. No. 508, To the Committee on Jurisprudence.

H. B. No. 956, To the Committee on Game and Fish.

H. B. No. 398, To the Committee on Counties, Cities and Towns.

H. B. No. 484, To the Committee on Jurisprudence.

H. B. No. 152, To the Committee on Counties, Cities and Towns.

H. B. No. 237, To the Committee on Agriculture and Livestock.

H. B. No. 316, To the Committee on Insurance.

H. B. No. 364, To the Committee on Jurisprudence.

H. B. No. 717, To the Committee on Counties, Cities and Towns.

H. B. No. 400, To the Committee on Banking.

H. B. No. 829, To the Committee on Counties, Cities and Towns.

H. B. No. 830, To the Committee on Water and Conservation.

H. B. No. 838, To the Committee on Counties, Cities and Towns.

H. B. No. 878, To the Committee on State Affairs.

H. B. No. 888, To the Committee on Counties, Cities and Towns.

H. B. No. 921, To the Committee on Counties, Cities and Towns.

H. B. No. 925, To the Committee on Counties, Cities and Towns.

H. B. No. 937, To the Committee on Game and Fish.

H. B. No. 940, To the Committee on Game and Fish.

H. B. No. 941, To the Committee on Education.

H. B. No. 944, To the Committee on Water and Conservation.

H. B. No. 945, To the Committee on State Affairs.

H. B. No. 946, To the Committee on Counties, Cities and Towns.

H. B. No. 950, To the Committee on Agriculture and Livestock.

H. B. No. 952, To the Committee on Counties, Cities and Towns.

H. B. No. 954, To the Committee on Counties, Cities and Towns.

H. B. No. 873, To the Committee on State Affairs.

H. B. No. 782, To the Committee on Transportation.

H. B. No. 977, To the Committee on Game and Fish.

H. B. No. 839, To the Committee on State Affairs.

H. B. No. 261, To the Committee on Jurisprudence.

H. B. No. 262, To the Committee on Jurisprudence.

H. B. No. 306, To the Committee on Water and Conservation.

H. B. No. 932, To the Committee on Counties, Cities and Towns.

H. B. No. 354, To the Committee on State Affairs.

H. B. No. 286, To the Committee on Finance.

H. B. No. 305, To the Committee on Water and Conservation.

H. B. No. 159, To the Committee on State Affairs.

H. B. No. 548, To the Committee on Banking.

H. B. No. 860, To the Committee on Jurisprudence.

H. B. No. 942, To the Committee on Water and Conservation.

H. B. No. 959, To the Committee on Water and Conservation.

H. B. No. 962, To the Committee on Game and Fish.

H. B. No. 258, To the Committee on Game and Fish.

H. B. No. 518, To the Committee on Legislative, Congressional and Judicial Districts.

H. B. No. 976, To the Committee on Water and Conservation.

H. B. No. 770, To the Committee on Public Health.

H. B. No. 767, To the Committee on State Affairs.

H. B. No. 965, To the Committee on Water and Conservation.

Reports of Standing Committees

Senator Weinert by unanimous consent submitted the following report:

Austin, Texas,
May 4, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Water and Conservation, to whom was referred H. B. No. 944, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

Senator Krueger by unanimous consent submitted the following report:

Austin, Texas,
May 4, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Game and Fish, to whom was referred H. B. No. 692, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

KRUEGER, Chairman.

Senator Phillips by unanimous consent submitted the following report:

Austin, Texas,
May 4, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your committee on Banking, to whom was referred H. B. No. 400, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

PHILLIPS, Chairman.

Senator Krueger by unanimous consent submitted the following report:

Austin, Texas,
May 4, 1959.

Hon. Ben Ramsey, President of the Senate:

Sir: We, your committee on Game and Fish, to whom was referred H. B. No. 977, have had the same under consideration, and we are instructed to report it back to the Senate with

the recommendation that it do pass and be printed.

KRUEGER, Chairman.

Senator Aikin by unanimous consent submitted the following reports:

Austin, Texas,
May 4, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 483, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Austin, Texas,
May 4, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Counties, Cities and Towns, to whom was referred S. B. No. 484, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

AIKIN, Chairman.

Senator Colson by unanimous consent submitted the following report:

Austin, Texas,
May 4, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: We, your Committee on Public Health, to whom was referred H. B. No. 556, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

COLSON, Chairman.

Senator Weinert by unanimous consent submitted the following report:

Austin, Texas,
May 4, 1959.

Hon Ben Ramsey, President of the Senate.

Sir: Your Committee on Water and Conservation, to whom was referred H. B. No. 546, have had the same under consideration, and we are instructed to report it back to the Senate with the recommendation that it do pass and be printed.

WEINERT, Chairman.

House Bill 944 Ordered Not Printed

On motion of Senator Ratliff and by unanimous consent, H. B. No. 944 was ordered not printed.

Senate Bill 480 Ordered Not Printed

On motion of Senator Hardeman and by unanimous consent, S. B. No. 480 was ordered not printed.

Senate Bill 484 Ordered Not Printed

On motion of Senator Rogers and by unanimous consent, S. B. No. 484 was ordered not printed.

House Bill 692 Ordered Not Printed

On motion of Senator Reagan and by unanimous consent, H. B. No. 692 was ordered not printed.

House Bill 546 Ordered Not Printed

On motion of Senator Reagan and by unanimous consent H. B. No. 546 was ordered not printed.

**Conference Committee on
House Bill 201**

Senator Parkhouse called from the Presidents table for consideration at this time, the request of the House for a Conference Committee to adjust the differences between the two Houses on H. B. No. 201 and moved that the request be granted.

The motion to grant the request prevailed.

Senate Concurrent Resolution 69

Senator Parkhouse offered the following resolution:

S. C. R. No. 69, Requesting the Legislative Council to study certain laws relating to Adult Probation and Parole.

Whereas, All Texas laws relating to adult parole need study with a view toward revision for more effectiveness; and

Whereas, These parole laws, as well as other statutes, court decisions and Attorney Generals opinions affecting the operation of these laws are poorly organized and are difficult to find and construe; and

Whereas, The system of professional, state paid supervisors of adult parolees is new to this state and has now been in operation for a reasonable period of time; and

Whereas, The Board of Pardons and Paroles has made known its desire for such study with the view of making the adult parole system in Texas one of the most efficiently and economically operated systems in the United States; and

Whereas, The effects of adult parole are of great importance to the people of Texas; therefore, be it

Resolved, by the Senate, the House of Representatives concurring, That the Texas Legislative Council is hereby requested to study:

(1) The adult parole laws, court decisions, Attorney Generals opinions and other Texas statutes affecting the adult parole laws of this state;

(2) The procedures and operations of the adult parole system in Texas;

(3) The economic benefits, social adjustments and related problems arising from the use of adult parole in Texas;

(4) The contribution of adult parole toward the prevention and control of crime in Texas;

(5) The effect of adult parole on present and future prison population and the factors involved therein;

(6) The comparative costs in Texas of adequately supervised adult parolees with the costs of actual physical custody in prison, including capital outlay and custodial care; for the purpose of making its findings and useful information available to this Legislature at its next regular session and to the Board of Pardons and Paroles. The resolution was read.

Senator Parkhouse asked unananimouse to consider the resolution immediately.

There was objection.

Senator Parkhouse then moved to suspend the regular order of business and take up for consideration S. C. R. No. 69.

Question—Shall the regular order of business be suspended to consider S. C. R. No. 69?

Recess

Senator Ratliff moved that the Senate stand recessed until 2:30 o'clock p.m. today.

Senator Martin moved that the Senate stand adjourned until 10:30 o'clock a.m. tomorrow.

Senator Hazlewood moved that the

Senate stand recessed until 10:30 o'clock a.m. tomorrow.

Question first on the motion of Senator Martin to adjourn until 10:30 o'clock a.m. tomorrow, the yeas and nays were demanded and the motion was lost by the following vote:

Yeas—9

Fuller	Owen
Hardeman	Phillips
Lane	Roberts
Martin	Weinert
Moffett	

Nays—20

Aikin	Hudson
Baker	Kazen
Bradshaw	Krueger
Colson	Moore
Crump	Parkhouse
Dies	Ratliff
Fly	Reagan
Gonzalez	Rogers
Hazlewood	Smith
Herring	Willis

Absent

Secrest	Wood
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Question next on the motion by Senator Hazlewood to recess until 10:30 o'clock a.m. tomorrow, the motion prevailed by the following vote:

Yeas—17

Colson	Lane
Dies	Martin
Fly	Moffett
Fuller	Owen
Hardeman	Roberts
Hazlewood	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	

Nays—13

Aikin	Parkhouse
Baker	Phillips
Bradshaw	Ratliff
Crump	Reagan
Gonzalez	Rogers
Herring	Willis
Moore	

Absent

Wood

Accordingly, the Senate at 12:30 o'clock p.m. took recess until 10:30 o'clock a.m. tomorrow.

FIFTY-EIGHTH DAY

(Continued)

(Tuesday, May 5, 1959)

After Recess

The Senate met at 10:30 o'clock a.m. and was called to order by the President.

Bills and Resolutions Signed

The President signed in the presence of the Senate after the captions had been read, the following enrolled bills and resolutions:

H. C. R. No. 43, Granting permission to John B. Pruett and wife, Nora Pruett, to sue the State of Texas.

H. C. R. No. 50, Granting the First Hutchings-Sealy National Bank of Galveston permission to sue the State of Texas and the Teacher Retirement System of Texas.

H. C. R. No. 57, Granting Roy Johnson permission to sue the State of Texas.

H. C. R. No. 60, Granting Beverley Patrick Gaines, et al., permission to sue the State of Texas and the Board of Regents of the University of Texas.

H. C. R. No. 61, Granting permission to the Waco Memorial Park to sue the State of Texas and the State Highway Commission.

H. C. R. No. 62, Granting permission to Mrs. Amelia Daywood Samon to sue the State of Texas and/or the State Highway Department of Texas.

H. C. R. No. 63, Granting Robert W. Riddell and D. L. Peterson permission to sue the State of Texas.

H. C. R. No. 72, Granting Fritz Luckenbach of Menard County, Texas, permission to sue the State.

H. C. R. No. 74, Granting Lonnie A. Weber and wife permission to sue the State of Texas.

H. C. R. No. 76, Granting permission to H. S. Wernli and wife, Ruth Wernli, to sue the State of Texas.

H. C. R. No. 80, Granting permission to C. N. Housh and Lester G. Housh, Harris County, Houston, Texas, to sue the State of Texas.

H. C. R. No. 90, Suspending the Joint Rules.